

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of : Customer Number: 20277
Craig HANSEN, et al. : Confirmation Number: 5116
Application No.: 10/757,925 : Group Art Unit: 2181
Filed: January 16, 2004 : Examiner: MOLL, Jesse R.
For: METHOD AND SOFTWARE FOR PARTITIONED GROUP ELEMENT SELECTION
OPERATION

INFORMATION DISCLOSURE STATEMENT

Mail Stop RCE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In accordance with the provisions of 37 C.F.R. 1.56, 1.97 and 1.98, the attention of the Patent and Trademark Office is hereby directed to the documents listed on the attached form PTO-1449. It is respectfully requested that the documents be expressly considered during the prosecution of this application, and that the documents be made of record therein and appear among the "References Cited" on any patent to issue therefrom.

This Information Disclosure Statement is being filed before the mailing of a first office action after the filing of a request for continued examination under 37 C.F.R. § 1.114. No certification or fee is required. 37 C.F.R. § 1.97(b)(4).

The instant filing is submitted to bring to the Examiner's attention a recent office action issued in copending Reexamination Control No. 95/000,089 (identified as "6,643,765 (Control No.

95/000,089) Right of Appeal Notice (37 CFR 1.953) mailed November 5, 2008"), together with Patent Owner's Request for Reconsideration and Response and Objection to the Right of Appeal Notice. The Right of Appeal Notice and the Response address the ability of the claims of the '765 patent to receive the priority date of earlier filed applications from which it claims priority, and in particular, the status of the '599 appendix as part of the '599 disclosure. Please note that also included on the PTO-1449 is a patent family tree for U.S. Patent No. 5,742,840, for the Examiner's convenience.

Please charge any shortage in fees due in connection with the filing of this paper, including extension of time fees, to Deposit Account 500417 and please credit any excess fees to such deposit account.

Respectfully submitted,

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